

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

# STATE OF MAINE

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

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other than said actual personal expenses, he shall file a statement to that effect within 15 days after the election at which he was a candidate. Any candidate who shall fail to file such a statement shall be punished by a fine of \$25 for every day he is in default, unless he shall be excused by the court. Fifteen days after any such election, the Secretary of State or the clerk of the municipality, as the case may be, shall notify the proper prosecuting officer of any failure to file such statement on the part of any candidate, and within 10 days thereafter such prosecuting officer shall proceed to prosecute such candidate for such offense. This section shall not apply to primary elections held under the provisions of sections 15 to 51 of chapter 4. No person elected to any office established by the Constitution or laws of this State shall receive any salary or emolument for the period during which he shall have failed to file such statement.'

Sec. 2. R. S., c. 9, § 7, amended. The last sentence of section 7 of chapter 9 of the revised statutes is hereby repealed and replaced to read as follows:

'The clerk of every city of over 10,000 inhabitants shall provide blank forms suitable for the statements required to be returned to him.'

Effective August 20, 1955

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## Chapter 430

### AN ACT Relating to Joint Ownership Re Inheritance Tax Law.

*Be it enacted by the People of the State of Maine, as follows:*

Sec. 1. R. S., c. 155, § 2, sub-§ I, ¶ C, amended. Paragraph C of subsection I of section 2 of chapter 155 of the revised statutes is hereby amended to read as follows:

'C. By survivorship in any form of joint ownership including joint bank deposits in which the decedent joint owner contributed during his lifetime any part of the property held in such joint ownership or of the purchase price thereof, excepting transfers by survivorship described in paragraph D hereof';

Sec. 2. R. S., c. 155, § 2, sub-§ I, ¶ D, additional. Subsection I of section 2 of chapter 155 of the revised statutes is hereby amended by adding thereto a new paragraph to be lettered D, to read as follows:

'D. By survivorship in any form of joint ownership, other than joint bank deposits and joint building and loan shares, created on or after the effective date of this act, the value of decedent's interest in such joint ownership to be determined for the purpose of this chapter as provided by section 10-A.'

Sec. 3. R. S., c. 155, § 10-A, additional. Chapter 155 of the revised statutes is hereby amended by adding thereto a new section to be numbered 10-A, to read as follows:

'Sec. 10-A. Value of share of joint owner. If the decedent, at the time of his death, shall be the co-owner of any form of property, other than joint bank deposits or joint building and loan shares, in any form of joint ownership created on or after the effective date of this act, the value of such joint ownership shall be determined by dividing the whole value of the property by the number of co-

owners, regardless of the amount, if any, contributed by any individual co-owner.'

Effective August 20, 1955

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## Chapter 431

### AN ACT Validating Joint Tenancy Deeds.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 168, § 13, amended. The last sentence of the first paragraph of section 13 of chapter 168 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Deeds in which two or more grantees are named as joint tenants shall be construed as vesting an estate in fee simple in such grantees with right of survivorship.'

Effective August 20, 1955

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## Chapter 432

### AN ACT Repealing Licenses for Stores to Sell Milk.

*Be it enacted by the People of the State of Maine, as follows:*

R. S., c. 32, § 92, amended. Section 92 of chapter 32 of the revised statutes is hereby amended to read as follows:

'Sec. 92. Milk dealers; registration; refusal to register or post certificate. Any person, firm, corporation, association or society, who shall sell or deliver milk or cream as a business to any person from a wagon or other conveyance or depot ~~or store~~, or who shall sell or deliver milk to a hotel, restaurant, boardinghouse or any public place, shall be considered a milk dealer within the meaning of this section and shall, on or before the 1st day of January in each year, apply to the Commissioner for registration, furnishing such information as may be required upon blanks issued and furnished by the said Commissioner to such person as may request the same. Every such registration shall expire on the 1st day of January, next after its issue, and shall be granted only to the milk dealer owning or leasing the vehicle or place from which sales or supplies are to be made, and shall not be transferred. Upon receipt of the application for registration, containing the information required, and upon being satisfied that all milk is being produced and handled in accordance with the provisions of section 91 and is from cows free from disease, the said Commissioner shall issue to the applicant a certificate of registration, which certificate shall be posted in a conspicuous place in the ~~store or~~ depot from which sale or supply is made, and the number of the certificate of registration for each wagon or other vehicle shall be placed in a conspicuous place on said wagon or other vehicle. The Commissioner may cancel the certificate of any dealer, who, after due hearing on complaint by the said Commissioner or his authorized agent, is found to be selling milk produced or handled in violation of the provisions of section 91 or milk from dis-